

Translation

PATENT COOPERATION TREATY

PCT

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY
(Chapter II of the Patent Cooperation Treaty)

(PCT Article 36 and Rule 70)

Applicant's or agent's file reference 146-S04P0731	FOR FURTHER ACTION		See Form PCT/IPEA/416
International application No. PCT/JP2004/008398	International filing date (day/month/year) 09.06.2004	Priority date (day/month/year) 11.06.2003	
International Patent Classification (IPC) or national classification and IPC			
Applicant SONY CORPORATION			

1. This report is the international preliminary examination report, established by this International Preliminary Examining Authority under Article 35 and transmitted to the applicant according to Article 36.
2. This REPORT consists of a total of 4 sheets, including this cover sheet.
3. This report is also accompanied by ANNEXES, comprising:
 - a. (*sent to the applicant and to the International Bureau*) a total of 8 sheets, as follows:
 sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications authorized by this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions).
 sheets which supersede earlier sheets, but which this Authority considers contain an amendment that goes beyond the disclosure in the international application as filed, as indicated in item 4 of Box No. I and the Supplemental Box.
 - b. (*sent to the International Bureau only*) a total of (indicate type and number of electronic carrier(s)) _____, containing a sequence listing and/or tables related thereto, in computer readable form only, as indicated in the Supplemental Box Relating to Sequence Listing (see Section 802 of the Administrative Instructions).
4. This report contains indications relating to the following items:

<input checked="" type="checkbox"/>	Box No. I	Basis of the report
<input type="checkbox"/>	Box No. II	Priority
<input type="checkbox"/>	Box No. III	Non-establishment of opinion with regard to novelty, inventive step and industrial applicability
<input type="checkbox"/>	Box No. IV	Lack of unity of invention
<input checked="" type="checkbox"/>	Box No. V	Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
<input type="checkbox"/>	Box No. VI	Certain documents cited
<input type="checkbox"/>	Box No. VII	Certain defects in the international application
<input type="checkbox"/>	Box No. VIII	Certain observations on the international application

Date of submission of the demand	Date of completion of this report
Name and mailing address of the IPEA/JP	Authorized officer
Facsimile No.	Telephone No.

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No.

PCT / JP2004 / 008398

Box No. I Basis of the report

1. With regard to the language, this report is based on the international application in the language in which it was filed, unless otherwise indicated under this item.

This report is based on translations from the original language into the following which is the language of a translation furnished for the purposes of:

- international search (Rule 12.3 and 23.1(b))
- publication of the international application (Rule 12.4)
- international preliminary examination (Rule 55.2 and/or 55.3)

2. With regard to the elements of the international application, this report is based on (*replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report*):

the international application as originally filed/furnished
 the description:

pages 1-2, 7-68 as originally filed/furnished

pages* 3-6/1 received by this Authority on 19.01.2005

pages* _____ received by this Authority on _____

the claims:

nos. 8-9 as originally filed/furnished

nos.* _____ as amended (together with any statement) under Article 19

nos.* 1-7, 10-12 received by this Authority on 19.01.2005

nos.* _____ received by this Authority on _____

the drawings:

sheets 1-42 as originally filed/furnished

sheets* _____ received by this Authority on _____

sheets* _____ received by this Authority on _____

a sequence listing and/or any related table(s) – see Supplemental Box Relating to Sequence Listing.

3. The amendments have resulted in the cancellation of:

the description, pages _____
 the claims, nos. _____
 the drawings, sheets/figs _____
 the sequence listing (*specify*): _____
 any table(s) related to sequence listing (*specify*): _____

4. This report has been established as if (some of) the amendments annexed to this report and listed below had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).

the description, pages _____
 the claims, nos. _____
 the drawings, sheets/figs _____
 the sequence listing (*specify*): _____
 any table(s) related to sequence listing (*specify*): _____

* If item 4 applies, some or all of those sheets may be marked "superceded."

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International application No.
PCT/JP2004/008398

Box No. V	Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
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1. Statement

Novelty (N)	Claims	1-12	YES
	Claims		NO
Inventive step (IS)	Claims		YES
	Claims	1-12	NO
Industrial applicability (IA)	Claims	1-12	YES
	Claims		NO

2. Citations and explanations (Rule 70.7)

Document 1: JP 6-161670 A (Yamaha Corporation), 10 June
1994

Document 2: JP 11-328930 A (Matsushita Electric
Industrial Co., Ltd.), 30 November 1999

Document 3: JP 2003-59236 A (Sony Corporation), 28
February 2003

The invention set forth in claims 1 to 12 does not involve an inventive step in the light of newly cited document 1 (paragraphs [0007] to [0018]; fig. 1 to 5), document 2 (paragraphs [0017] to [0025]) cited in the international search report and document 3 (paragraphs [0002] to [0010], [0075] to [0082]) cited in the international search report.

It would be easy for a person skilled in the art to add the feature set forth in document 2, wherein identification information of the recording medium is recorded together with recording data, and the identification information which is recorded together with the recording data which is the subject of treatment is used to judge whether it is a recording to the correct recording medium, to the recording/playback device set

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Box No. V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
forth in document 1.

As described in document 3, features wherein an index file containing information indicating the content of recording data is edited; a feature wherein a user sets a representative image of a recording medium; and the leading image of first video data is automatically set as the representative image of a recording medium, are known.